UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No.:

First Named Inventor: Hideaki HARUMOTO et al.

Title: SYSTEM STREAM CREATING APPARATUS WHICH ADJUSTS SYSTEM CLOCK REFERENCE BASED ON TOTAL NUMBER OF PICTURES TO BE STORED AND DECODED DURING CERTAIN TIME **PERIOD**

Express Mail Label No .:

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. [X] Fee Transmittal Form (Submit an original, and a duplicate for fee processing)

2. [] Small Entity Status is hereby asserted.

3. [X] Specification

[Total Pages: 60]

(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Sequence Listing, a table, or a computer program listing appendix.
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. [X] Drawing(s) (35 USC 113)

[Total Sheets: 21]

[Total Pages: 3]

- 5. [X] Oath or Declaration
 - a.1. [] Newly executed (original or copy)
 - a.2. [] Unexecuted
 - [X] Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)

i. [] DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. [] Application Data Sheet (see 37 CFR 1.76)

Commissioner for Patents

ADDRESS TO: P.O. Box 1450

Alexandria, VA 22313-1450

7. [] CD-ROM or CD-R in duplicate, large table or computer program (Appendix)

[] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

- a. [] Computer Readable Form
- b. Specification Sequence Listing on:
 - i. [] CD-ROM or CD-R (2 copies); or
- ii. [] Paper
- c. [] The paper and computer readable copies are identical

ACCOMPANYING APPLICATION PARTS

- 9. [] Assignment Papers (cover sheet & document(s))
- [] 37 CFR 3.73(b) Statement (when there is an assignee)
 - [] Power of Attorney
- [] English Translation Document (if applicable)
- [X] Information Disclosure Statement (IDS)/PTO-1449 12. [] Copies of IDS Citations
- **Preliminary Amendment** 13
- [X] Return Receipt Postcard (MPEP 503) (Should be specifically 14. itemized)
- 15. [] Certified Copy of Priority Document(s) (if foreign priority is claimed)
- 16. [] Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- 17. [X] Other Claim of Priority under 35 C.F.R. 119

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

[] Continuation

[X] Divisional

[] Continuation-in-part (CIP)

of prior application No. 09/666,102

Prior Application Information: Examiner Allen C. Wong

Group Art Unit 2613

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

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> > February 11, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. NEW

Hideaki HARUMOTO et al.

Attn: APPLICATION BRANCH

Filed January 11, 2004

Attorney Docket No. 2004_0210

SYSTEM STREAM CREATING APPARATUS WHICH ADJUSTS SYSTEM CLOCK REFERENCE BASED ON TOTAL NUMBER OF PICTURES TO BE STORED AND DECODED DURING CERTAIN TIME PERIOD (Rule 1.53(b) Divisional of Serial No. 09/666,102, Filed September 20, 2000)

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$942.00 to cover Patent Office fees relating to filing the following attached papers:

Rule 53(b) application\$770.00

Additional Claims Fee:

Independent (2 extra) \$172.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Hideaki HARUMOTO et al.

Louras

Thomas D. Robbins Registration No. 43,369

Attorney for Applicants

TDR/jlg WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 January 11, 2004

[Check No. 60136